

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: Mortgage Electronic Registration Systems Inc v Kenneth Ciszewski
Docket No. **290351**
L.C. No. **07-721501-CZ**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal is DISMISSED for lack of jurisdiction. The January 22, 2009 order dismissing appellants' counterclaims without prejudice is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A)(1). Particularly, that order is not a final order under MCR 7.202(6)(a)(i) because it does not dismiss the claims on the merits. *Detroit v Michigan*, 262 Mich App 542, 545; 686 NW2d 514 (2004); *Wickings v Arctic Enterprises, Inc*, 244 Mich App 125, 134-136; 624 NW2d 197 (2000).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 14 2009

Date

Sandra Schultz Mengel
Chief Clerk